

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY, CALIFORNIA
AND RECORD OF ACTION**

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March 30, 2004

**FROM: SCOTT O. KONOPASEK, Registrar
Registrar of Voters**

SUBJECT: DECLARATION OF ELECTION RESULTS – MARCH 2, 2004 PRIMARY ELECTION

RECOMMENDATION:

1. Adopt resolution declaring the results of the March 2, 2004 Primary Election for offices under the jurisdiction of the San Bernardino County Board of Supervisors, and for County Central Committees/County Councils, and declaring the election or nomination for each office.
2. Adopt resolution declaring the election of qualified nominees to County Central Committee/County Councils where there were insufficient candidates to appear on the ballot.

BACKGROUND INFORMATION: California Elections Code section 15372 requires the Registrar of Voters to prepare a certified statement of the results of all contests in San Bernardino County in the March 2, 2004 Primary Election and submit it to the Board of Supervisors and the appropriate governing bodies of the jurisdictions participating in the election. The official election returns were certified on March 23, 2004.

California Elections Code section 15400 requires the Board of Supervisors to declare persons elected or nominated to offices under its jurisdiction. The March 2, 2004 Primary Election ballot included three County offices, one Superior Court office, and County Central Committees for three political parties, which are under the jurisdiction of the Board of Supervisors.

Candidates for County office and Superior Court Judge receiving more than fifty percent (50%) of the vote are declared elected in the primary election. In contests where no candidate received more than 50% the two candidates with the most votes are declared nominated to a runoff election at the November 2, 2004 General Election. Candidates receiving the most votes are declared elected for County Central Committees (Elections Code 15450). Approval of Recommendation No. 1 adopts a resolution that declares these election results.

If, 73 days before the election, the Registrar of Voters finds the number of candidates nominated for election to any political party's County Central Committee/County Council does not exceed the number of candidates to be elected, the designation of the office and the names of the candidates are not printed on the ballot. The Board of Supervisors is to declare, by resolution, these qualified nominees elected at the same time it declares the election results relating to County offices and measures. Approval of Recommendation No. 2 adopts a resolution that declares these election results.

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California Elections Code section 8203 specifies that unopposed incumbent judges shall not appear on the primary or general election ballots unless a write-in candidate has filed. There were 20 unopposed incumbent judicial offices and no write-in candidates filed.

REVIEW AND APPROVAL BY OTHERS: This item has been reviewed and approved by the County Administrative Office (Wayne Thies, Administrative Analyst III, 387-5409) on March 22, 2004, and the County Counsel's Office (Daniel B. Haueter, Chief Deputy County Counsel, 387-5467) on March 22, 2004.

FINANCIAL IMPACT: There is no financial impact.

SUPERVISORIAL DISTRICT(S): All.

PRESENTER: Scott O. Konopasek, Registrar of Voters, 387-2083.